IN THE DISTRICT COURT OF THE UNITED STATES FOR THE MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

| CARL BRUCE FANNING and |) | |
|--------------------------|-----|------------------|
| BRONDENA FANNING, |) | |
| |) | |
| Plaintiffs, |) | |
| |) | CIVIL ACTION NO. |
| v. |) | 2:05cv1121-MHT |
| |) | |
| NATIONAL CARRIERS, et al | ,) | |
| |) | |
| Defendants. |) | |
| | | |

It is ORDERED as follows:

(1) The joint motion to dismiss (doc. no. 39) is granted.

ORDER

(2) Defendant Bruce Norman, Jr., deceased, is dismissed without prejudice.

DONE, this the 18th day of December, 2006.

/s/ Myron H. Thompson
UNITED STATES DISTRICT JUDGE